## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

WARREN DURHAM JR. : CA. NO. 02-82-ERIE

Plaintiff

: District Judge Cohill

v. : Magistrate Judge Baxter

JAMES D. WASHBURN, individually, in : his capacity as a police officer for the City : of Erie; DOMINIC DILULLO, individually : in his capacity as police officer for the City : of Erie; WEST END AUTO BODY, INC; : CITY OF ERIE and others not known : presently to the Plaintiff, :

## **ORDER**

AND NOW, this 27 day of Wavel, 2007, upon consideration of the foregoing Joint Motion for Dismissal of Action, it is hereby ORDERED, ADJUDGED, and DECREED that said Motion is GRANTED and the docket for this action shall be marked accordingly.

By the Court:

Maurie 6. Cohiel . F. J.

cc: all parties of record